

CHADDS FORD TOWNSHIP  
Delaware County, PA

Board of Supervisors' Meeting  
Wednesday, March 7, 2012  
7:30 P.M.

Officials Present:

George M. Thorpe, Chairman  
Deborah Love, Vice Chair  
Keith Klaver, Supervisor  
Joseph Barakat, Township Manager  
Hugh Donaghue, Solicitor  
Joseph Mastronardo, Township Engineer  
Matt DiFilippo, Assistant Secretary – Treasurer

Call to Order

Chairman Thorpe called the meeting to order at 7:40 P.M. and reviewed the emergency exits.

State Police Report

No officer was present. A report was submitted.

Approval of Minutes

Upon motion and second (Love/ Thorpe) BOS unanimously approved the 12/07/2011 BOS Monthly Meeting minutes.

Upon motion and second (Love/ Thorpe) BOS unanimously approved 12/19/2011 BOS Special Meeting minutes.

Upon motion and second (Klaver/ Thorpe) BOS unanimously approved 01/03/2012 BOS Organizational and Monthly Meeting minutes.

Upon motion and second (Love/ Klaver) BOS approved 02/01/2012 BOS Monthly Meeting minutes (Thorpe abstained).

Supervisors' Report

Vice Chair Love reported being at Delaware County Council Wednesday, 02/29/2012 to officially invite others in attendance to Council's meeting at CFT's Municipal Building on 03/14/2012. Chairman Thorpe reported that Council will be presenting two resolutions: recognizing CFT BOS for the preservation of the Municipal Building, Turner's Mill; and, Brandywine Battlefield Park Associates for its efforts in keeping the Brandywine Battlefield Park open since the State cut funding in 2009. Vice Chair Love added that this is the second time CFT will be recognized for Turner's Mill stating that when the building first opened CFT BOS were recognized for the re-use of an existing mill. Chairman Thorpe reported that the BOS had an executive session prior to the meeting to discuss a pending lawsuit, and also met with UFCFSD Superintendant John Sanville and School Board President Eileen Bushelow.

### Manager's Report

Delaware County Council awarded CFT an additional \$7,732.50 under the Energy Efficiency and Conservation Block Grant Program increasing the grand total awarded to \$21,461.00 to fund LED lighting (high efficiency) inside and outside at the Municipal Building. FEMA awarded CFT \$1,442.00 for relief of expenses related to Hurricane Irene (September 2011). CFTSA has been in negotiations with PADEP concerning the permit renewal for Turner's Mill, which must be reviewed every five years. A new regulation was imposed in 2010 concerning allowable nitrogen limit discharge, and after a year of arguments with PADEP, PADEP relaxed the limitations on allowable nitrogen discharge. If the discharge limits were not relaxed, then CFTSA would have had to likely spend \$750,000 - \$1,000,000 on plant upgrades to Turner's Mill.

Upon motion and second (Klaver/Love) BOS unanimously approved to accept Alpha Space Control's \$11,540.61 bid for CFT line-striping, and award them the job, acquired through the Municipal Co-op Program, of which \$4,450.92 will be reimbursed by Applied Card Systems for the line-striping of Applied Card Way and the Wilmington Pike intersection.

Upon motion and second (Love/ Thorpe) BOS unanimously approved to advertise and authorize a bid package to acquire RFP's for the replacement of the Ring Road Traffic Signal.

Chairman Thorpe recognized Manager Barakat's efforts in saving the CFTSA \$750,000 - \$1,000,000 in plant upgrades, and the five-year grace period awarded by PADEP for relaxed limitations on allowable nitrogen discharge.

### Treasurer's Report

Assistant Secretary/ Assistant Treasurer DiFilippo gave the Treasurer's report and asked the BOS for approval of monthly disbursements in the amount of \$91,322.66, this amount includes reimbursement to CFTSA for the overpayment of paving at the Ridings plant in the amount of \$4,289.00 and CFT's 2012 payment to the Rachel Kohl Library based on the County's Real Estate Assessment in the amount of \$5,718.76.

General Fund Deposits since Last Meeting:	\$116,882.29
Disbursements for Approval:	\$91,322.66
Escrow Releases for Approval:	\$5,501.83
Total Cash Balance for all Funds:	\$2,782,887.58
Unrestricted General Fund Balance:	\$531,379.25

Upon motion and second (Klaver/ Love) BOS unanimously approved to pay the requested disbursements for the month in the the amount of \$91,322.66.

Upon motion and second (Klaver/ Love) BOS unanimously approved to release the following escrows

\$78.50 to Jeffrey Nielsen of 139 Rocky Hill Road for SEO Permitting, and the remaining \$671.50 to CFT for outstanding engineering invoices;  
\$611.80 to Gary and Mara Sharp of 20 Bullock Road for SLDO, and the remaining \$239.00 to CFT for outstanding engineering invoices;

\$3,901.03 of Forrest Grove's Security Improvement escrow release to CFT for outstanding engineering invoices; this is a partial release Forrest Grove's escrow.

Announcement: Statement of Financial Interest forms are due May 1, 2012.

#### Building Inspector and Code Enforcement Officer's Report

HARB met to review ordinance changes. ZHB met and approved AAMCO Transmission signage. Solicitor Donaghue and BCO Jensen discussed the old Tremonte Birchwood Estates and how RCH Development has provided a Developer's and Security Improvements agreements with escrow, but the erected house has no permits so it's unsure how a C.O. will be issued. BCO Jensen said that the problem is Tremonte took out the permit, which has expired. RCH will have to apply for a new building permit.

The Court Date for 11 Bullock Road was pushed back because the homeowner provided plans. Township Engineer Mastronardo is prepared to issue a grading permit to extend the driveway and for storm water management. The three reasons BCO Jensen issued a citation was to remove the river rounds from the right-of-way, move the tent out of the front yard, and submit a plan for a grading permit.

#### Engineer's Report

The nine-year MS4 permit issued by PADEP expires March 9, 2012 and the new permit will be effective March 16, 2012. All 32 storm water outfalls in CFT must be screened twice before any new permits can be issued and this has been done. CFT is in compliance with the permit, and there is a possibility that CFT may receive a waiver from MS4 permitting because CFT's population is under 10,000, which Township Engineer Mastronardo is reviewing.

Upon motion and second (Love/ Thorpe) BOS unanimously approved the final release of Calvary Chapel's escrow in the amount of \$187,688.32 retaining the required balance for the maintenance guarantee of \$123,707.90 for 18 months.

Upon motion and second (Thorpe/ Love) BOS unanimously approved memorializing Calavary Chapel's maintenance guarantee per Solicitor Donaghue's recommendation.

Upon motion and second (Love/Klaver) BOS unanimously approved escrow release #2 of \$48,808.30 for Brueggemann Chemical with \$344,385.48 remaining in escrow.

Resumed discussion about the Larkin residence, 11 Bullock Road, specifically how many trees should be requested to be planted by the property owner.

#### Old Business

Upon motion and second (Klaver/ Love) BOS unanimously approved the appointment of Ms. Timotha Trigg as Township Auditor.

Upon motion and second (Klaver/ Thorpe) BOS approved the appointment of Garry Paul as Township Vacancy Officer.

#### Committee Report

Debbie Reardon reported that a Underground Railroad (UGRR) byway is being developed from Washington D.C. to Philadelphia through Chadds Ford Township. This byway is not being initiated by

BVSBC, but they are not opposed. BCO Jensen commented that the Sims property on Route 202 was used for hiding and transporting of slaves.

#### New Business

Mr. Steven Dolce of 41 Evergreen Place accompanied by his wife, Francis Galvin, who is also Secretary of the Estates at Chadds Ford H.O.A. presented an argument to waive the planned fence construction around storm water Basin #4 and #5 for the sake of their children having room to play, specifically sled. Solicitor Donaghue responded that the initial plans indicated that the basins are to be fenced in. BCO Jensen commented that the Estates at Chadds Ford is a PRD and that the proper mechanism to achieve in waiving the fence is to have all of the residents of the Estates at Chadds Ford to sign a petition because the storm water basins are open space and all residents have some ownership of the basins. Bruce Prabel of the public made a comment, too, saying that all 120 residents of the Estates at Chadds Ford need to sign a petition to have the plan amended. Chairman Thorpe suggested that Mr. Dolce and Mrs. Galvin proceed in acquiring all homeowners' signatures.

#### Motion to Adjourn

Chairman Thorpe motioned for adjournment at 9:00 P.M.

#### Public Comment

Bruce Prabel asked if strobe lights would be installed in the proposed new traffic light at Ring Road; Township Engineer Mastronardo responded that they're not allowed in Pennsylvania anymore, because the argument was made that if one light has strobe lights installed, then all traffic lights should have strobe lights installed.

Debbie Reardon reported being disappointed about the rash of break-ins and mischief recently, especially in the Ridings neighborhood.

Respectfully submitted,

Matt DiFilippo, Assistant Secretary – Treasurer